

Case 1:10-cv-02267-SHS Document 21
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Document

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LINDNER

U.S.C.A. # _____

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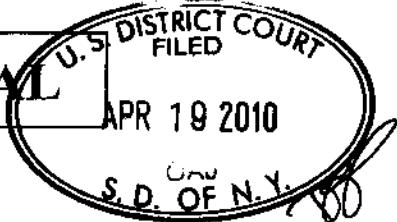
U.S.D.C. # 10 - cv - 2267

AMERICAN EXPRESS COMPANY

JUDGE : Sidney H. Stein

DATE : April 19, 2010

INDEX TO THE RECORD ON APPEAL



PREPARED BY (NAME) : THOMAS R. PISARCZYK
FIRM : U.S. DISTRICT COURT - SOUTHERN DISTRICT OF NEW YORK
ADDRESS : 500 PEARL STREET, ROOM 370
NEW YORK, NEW YORK 10007
PHONE NO. : 1(212) 805 - 0636

DISTRICT COURT DOCKET ENTRIES _____

DOCUMENT DESCRIPTION **DOC. #**

DOC. #

CLERK'S CERTIFICATE

SEE ATTACHED LIST OF NUMBERED DOCUMENTS

() ORIGINAL RECORD

**The record in the above entitled case was indexed to the U.S.C.A.
for the Second Circuit on the 19TH Day of April, 2010**

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK****LINDNER****-v-****AMERICAN EXPRESS COMPANY**

U.S.C.A. # _____

U.S.D.C. # 10 - cv - 2267JUDGE : Sidney H. SteinDATE : April 19, 2010**CLERK'S CERTIFICATE**

I, J. Michael McMahon, Clerk of the Court of the United States District Court for the Southern District of New York, do hereby certify that the certified copy of the docket entries and the original filed papers numbered 1 through , inclusive, constitutes the Original Record On Appeal in the above entitled proceedings except for the following missing documents:

<u>Date Filed</u>	<u>Document Description</u>
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CLERK'S CERTIFICATE

SEE ATTACHED LIST OF NUMBERED DOCUMENTS

In Testimony Whereof, I have caused the seal of said Court to be hereunto affixed, at the City of New York, this 19TH Day of April, In this year of our Lord, Two Thousand and Ten, and the Independence of the United States this 234TH year.

J. Michael McMahon, Clerk

By _____

Deputy Clerk

APPEAL, CLOSED, PRO-SE

U.S. District Court
United States District Court for the Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:10-cv-02267-SHS

Lindner v. American Express Company
Assigned to: Judge Sidney H. Stein
Cause: 28:1331 Fed. Question

Date Filed: 03/15/2010
Date Terminated: 04/06/2010
Jury Demand: None
Nature of Suit: 160 Stockholders Suits
Jurisdiction: Federal Question

Date Filed	#	Docket Text
03/15/2010	1	COMPLAINT against American Express Company. (Filing Fee \$ 350.00, Receipt Number 897009) Document filed by Peter W. Lindner.(rdz) (Entered: 03/16/2010)
03/15/2010		SUMMONS ISSUED as to American Express Company. (rdz) (Entered: 03/16/2010)
03/15/2010		CASE REFERRED TO Judge John G. Koeltl as possibly Related to 06-cv-3834. (rdz) (Entered: 03/16/2010)
03/17/2010		CASE DECLINED AS NOT RELATED. Case referred as related to 1:06-cv-3834 and declined by Judge John G. Koeltl and returned to wheel for assignment. (ldi) (Entered: 03/17/2010)
03/17/2010	2	NOTICE OF CASE ASSIGNMENT to Judge Naomi Reice Buchwald. Judge Unassigned is no longer assigned to the case. (ldi) (Entered: 03/17/2010)
03/17/2010		Magistrate Judge Andrew J. Peck is so designated. (ldi) (Entered: 03/17/2010)
03/17/2010		Mailed notice re: 2 Notice of Case Assignment/Reassignment to the attorney(s) of record. (ldi) (Entered: 03/17/2010)
03/18/2010	3	ORDER TO SHOW CAUSE FOR A PRELIMINARY INJUNCTION AND TEMPORARY RESTRAINING ORDER AGAINST DEFENDANT: It is hereby ordered that Defendant American Express Company show cause on 3/26/2010 at 10:00 AM in Courtroom 21A, 500 Pearl Street, New York, NY 10007 before Judge Naomi Reice Buchwald, why an order should not be entered pursuant to Rule 65 of the F.R.C.P. granting declaratory, injunctive and interim relief against Defendant Amex. Show Cause Response due by 3/23/2010. (Signed by Judge Richard M. Berman, Part I, on 3/18/2010) (jpo) (Entered: 03/18/2010)
03/19/2010	5	AFFIRMATION od Service of Peter Linder re: 3 Order to Show Cause, Temporary Restraining Order I Complaint. Document filed by Peter W. Lindner. (Attachments: # 1 part 2)(mbe) (Entered: 03/23/2010)
03/22/2010	4	NOTICE OF CASE REASSIGNMENT to Judge Sidney H. Stein. Judge Naomi Reice Buchwald is no longer assigned to the case. (ldi) (Entered: 03/22/2010)
03/22/2010		Mailed notice re: 4 Notice of Case Assignment/Reassignment to the attorney(s) of record. (ldi) (Entered: 03/22/2010)
03/23/2010	6	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. Identifying Berkshire Hathaway Inc. as Corporate Parent. Document filed by American Express Company. (mro) (Entered: 03/24/2010)
03/23/2010	7	MEMORANDUM OF LAW in Opposition to Plaintiff's Order to Show Cause for a Preliminary Injunction. Document filed by American Express Company. (mro) (Entered: 03/24/2010)
03/23/2010	8	DECLARATION of Carol V. Schwartz in Support re: 7 MEMORANDUM OF LAW in Opposition to Plaintiff's Order to Show Cause for a Preliminary Injunction. Document filed by American Express Company. (mro) (Entered: 03/24/2010)
03/23/2010	9	DECLARATION of Joseph N. Saccia in Opposition to plaintiff's Order to Show Cause for Temporary and Interim Relief. Document filed by American Express Company. (mro) (Entered: 03/24/2010)
03/25/2010	10	ENDORSED LETTER addressed to Judge Sidney H. Stein from Peter W. Lindner dated 3/24/10 re: counsel requests an extension by two days until Friday, March 26, 2010 at 5 p.m. to submit a reply to Amex, with which my adversary concurs. ENDORSEMENT: So Ordered. (Signed by Judge Sidney H. Stein on 3/25/10) (djc) (Entered: 03/25/2010)
03/26/2010	16	PLAINTIFF CROSS-MOTION AND REPLY TO AMEX RESPONSE ON ORDER TO SHOW CAUSE. Document filed by Peter W. Lindner. (Attachments: # 1 PART 2)(mbe) (Entered: 04/09/2010)
03/30/2010	18	EXHIBIT 1 Inadvertently left out of Document sumitted on 3/26/10. Document filed by Peter W. Lindner.(kj) (Entered: 04/14/2010)
03/31/2010	13	MOTION that the court will accept several documents that are mentioned in application/for OSC. Document filed by Peter W. Lindner.(mbe) (Entered: 04/05/2010)
04/05/2010	11	ORDER: For the reasons set forth on the record today, plaintiff's motion for a preliminary injunction [dkt. 3] was consolidated with a trial on the merits of this action, see Fed. R. Civ. P. 65(a)(2), and, after trial, the Court finds in favor of defendant and denies the requested permanent injunction. The clerk of court is directed to enter judgment in defendant's favor and close this action. (Signed by Judge Sidney H. Stein on 4/2/2010) (tro) (Entered: 04/05/2010)
04/05/2010		Transmission to Judgments and Orders Clerk. Transmited re: 11 Order, to the Judgments and Orders Clerk. (tro) (Entered: 04/05/2010)
04/05/2010	12	MEMO ENDORSEMENT on NOTICE OF MOTION. ENDORSEMENT: Motion denied for the reasons set forth on the record today. (Signed by Judge Sidney H. Stein on 4/2/2010) (tro) (Entered: 04/05/2010)
04/06/2010	14	CLERK'S JUDGMENT That for the reasons stated in the Court's Order dated April 2, 2010, judgment is entered in defendant's favor; accordingly, the case is closed. (Signed by J. Michael McMahon, clerk on 4/6/10) (Attachments: # 1 notice of right to appeal)(ml) (Entered: 04/06/2010)
04/06/2010	15	REQUEST TO PROCEED IN FORMA PAUPERIS ON APPEAL. Document filed by Peter W. Lindner.(mbe) (Entered: 04/07/2010)
04/06/2010		Mailed notice of Right to Appeal re: 14 Clerk's Judgment, to Pro Se Litigant(s): Peter W. Lindner. (ajc) (Entered: 04/08/2010)
04/06/2010	20	NOTICE OF APPEAL from 14 Clerk's Judgment. Document filed by Peter W. Lindner. Filing fee \$ 455.00. (tp) (Entered: 04/16/2010)
04/06/2010		Appeal Remark as to 20 Notice of Appeal filed by Peter W. Lindner. NO FEE. IFF GRANTED 4/12/10. (tp) (Entered: 04/16/2010)

04/14/2010	17	ENDORSEMENT on (Doc# 15) Request to Proceed In Forma Pauperis on Appeal, I.F.P. REQUEST IS GRANTED. (Signed by Judge Sidney H. Stein on 04/12/2010) The Pro Se Office Has Mailed Copies".(kj) (Entered: 04/14/2010)
04/14/2010	19	TRANSCRIPT of proceedings held on April 2, 2010 11:15 a.m. before Judge Sidney H. Stein. (ajc) (Entered: 04/15/2010)
04/16/2010		Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court of Appeals re: 20 Notice of Appeal. (tp) (Entered: 04/16/2010)
04/16/2010		Transmission of Notice of Appeal to the District Judge re: 20 Notice of Appeal. (tp) (Entered: 04/16/2010)